

**THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF NORTH CAROLINA
ASHEVILLE DIVISION
CRIMINAL CASE NO. 1:10-cr-00048-MR-WCM**

UNITED STATES OF AMERICA,)	
)	
Plaintiff,)	
)	
vs.)	<u>ORDER</u>
)	
DEVAN MICHAEL,)	
)	
Defendant.)	
_____)	

THIS MATTER is before the Court on the Defendant's letter, which the Court construes as a motion for copies of court documents [Doc. 45].

In his motion, the Defendant requests that the Court provide him copies of his Presentence Report, the Judgment, and the Statement of Reasons related to his 2011 conviction.¹ [Doc. 45].

Court documents, such as the ones requested by the Defendant here, may be obtained from the Court "only in the exercise of that court's discretion based upon a showing of need." United States v. Williams, No. 88-7340, 1989 WL 152422, at *1 (4th Cir. Dec. 11, 1989); United States v. Velasquez,

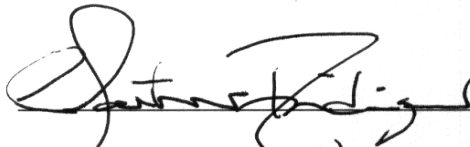
¹ The Defendant also requested a copy of the docket sheet. Upon the filing of the motion, the Clerk's Office provided a copy of the docket sheet to the Defendant, so that particular request is now moot.

No. 5:10-CR-00042, 2012 WL 3307264, at 1 (W.D.N.C. Aug. 13, 2012) (Voorhees, J.) (holding that a copy of presentence report may be obtained from the district court only upon a showing of particularized need). Here, there are no matters currently pending. The Defendant has exhausted his direct and post-conviction appeals. As such, the Defendant has failed to demonstrate a particularized need for the requested pleadings. Accordingly, in the exercise of its discretion, the Court will deny the Defendant's motion.

IT IS, THEREFORE, ORDERED that the Defendant's letter, which the Court construes as a motion for copies of court documents [Doc. 45], is hereby **DENIED**.

IT IS SO ORDERED.

Signed: April 8, 2019


Martin Reidinger
United States District Judge

